

## AMENDMENT TRANSMITTAL LETTER

Applicant(s): Raymond I. Myers

Docket No.

32/1598US(3)

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/750,781	Jan 2, 2004	D. Shay	22822	3739	1486

Invention: Lenticular Refractive Surgery of Presbyopia, other Refractive Errors, and Cataract Retardation

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	31	36 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	5	4 =	1	x \$100.00	\$100.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$100.00

No additional fee is required for amendment.

Please charge Deposit Account No. in the amount of

A check in the amount of to cover the filing fee is enclosed.

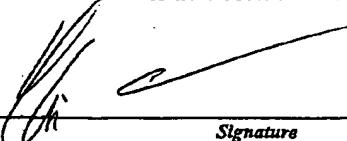
The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account

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Signature

Kirk A. Damman, #42,461  
Lewis, Rice & Fingersh, L.C.  
500 North Broadway, Suite 2000  
Box IP Department  
St. Louis, MO 63102

Dated:

6/30/06

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Raymond I. Myers  
  
Appln. No.: 10/750,789 : Art Unit: 3739  
  
Filed: 2 JANUARY 2004 : Examiner: David Shay  
  
For: LENTICULAR REFRACTIVE SURGERY : Docket No.: 32/1198US(3)  
OF PRESBYOPIA, OTHER REFRACTIVE:  
ERRORS AND CATARACT  
RETARDATION

Commissioner for Patents  
Alexandria, VA 22313

### **Second Preliminary Amendment**

Sir:

Applicant submits the following remarks and amendments prior to the examination of the above referenced case on the merits. Applicant respectfully requests entry of this amendment prior to substantive examination.

The Examiner is thanked for the courtesy of the in-person Interview on May 18, 2006. In that Interview the Examiner indicated that various prior claims and the newly presented claim (now claim 37) appeared to overcome the art addressed in the Interview. However, the case would probably require restriction of claims to three groups.

**Amendments to the Claims: Begin on Page 2.**

Remarks: Begin on Page 8.